

Attachment B

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December 12, 2003
Miles Ferris
Chair of the Water Advisory Committee to the SCWA
City of Santa Rosa Utilities Department
4300 Llano Road
Santa Rosa, CA 95407

Re: Interest and Commitment in a New Water Supply Agreement

Dear Mr. Ferris,

At the meeting of the Board of Directors of the Marin Municipal Water District on December 10, 2003, the board again discussed the letter from you dated July 28, 2003 with a letter from Randy Poole attached dated January 24, 2003.

As you know, delegates from MMWD have been participating in the process of negotiation of a possible new agreement between the WAC and the SCWA with the option of MMWD becoming a member of the WAC. It is the Board's opinion at this time that responding to the correspondence from January and July point by point would be unproductive given the recent developments.

The negotiations have been tabled for the time being and the SCWA has asked that a 12th Amendment to the Master Agreement be developed and that a five-year extension to the Impairment Agreement be negotiated as well. MMWD is not party to the Master Agreement that would be amended with Amendment 12. MMWD is in the middle of a separate and individual contract with the SCWA. Any amendment to our current agreement with SCWA would have to be considered separately from the discussions of a 12th Amended Agreement with the WAC members.

We are, however, party to the Impairment Agreement and plan to participate fully in the renegotiation of that agreement.

In general, MMWD continues to be interested and committed to addressing the issues that have been under consideration over the last two years. Our past participation and attendance has demonstrated our strong interest in addressing the issues that we will all be facing as it relates to water rights, water supply, water quality, habitat restoration, water conservation and watershed protection. Interagency coordination and cooperation will become more and more important as time progresses.

Sincerely,

Pamela J. Nicolai
General Manager